



ENTERED

TAWANA C. MARSHALL, CLERK
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed December 17, 2009


United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

IN RE: §
HENRY S. MILLER §
COMMERCIAL, LLC §
Tax ID: 35-2289208 §
ALLEGED DEBTOR. §

CASE NO. 09-34422-SGJ-7

ORDER IMPLEMENTING 11 U.S.C. § 363

On consideration of the petition filed on July 7, 2009 against the above-named debtor, and the representations of the parties to the Court at the hearing held on December 3, 2009, it is hereby

ORDERED, ADJUDGED AND DECREED that as provided in 11 U.S.C. § 303(f), the provisions of 11 U.S.C. § 363 shall apply to the above-captioned Debtor effective Thursday, December 3, 2009. It is further

ORDERED, ADJUDGED AND DECREED that a reasonable payment by the Debtor to proposed counsel for the Debtor to serve as a retainer for services rendered to the Debtor as a

debtor-in-possession shall be deemed to be within the ordinary course of the Debtor's business, as provided in 11 U.S.C. § 363(c)(1).

End of Order # #

Agreed as to form and substance:

/s/ Gerrit M. Pronske

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